

**REMARKS**

This is in response to 35. USC. 103a rejection of claims 18-19, 24-26, 28-32, 34-35, and 37-49 over Fan et al (US.PAT 5959577) in view of Hollenberg (US.PAT 6091956), and claims 22-23 and 27 over Fan et al in view of Hollenberg further in view of Kennedy III et al (US.PAT 6301480).

1. References neither teach nor suggest video surveillance / recognition software, particularly "software providing access by the vendor processor to a video surveillance of the mobile buyer, thereby enabling visual recognition of such mobile buyer."
  - Hollenberg teaches digital copying camera 9f,m (col. 15, line 12; col. 16, line 67; and col. 20, lines 55-58.) However Hollenberg's camera is designed for digitally copying documents and deciphering UPC bar codes on street signs (col. 7, line 50 to col. 8, line 24; col. 17, lines 1-21; and col. 21, 24-26.) Hollenberg neither teaches nor suggests any software for "video surveillance" or "visual recognition" of mobile buyer by vendor processor.
  - Fan teaches mobile display 1 (Figures 12, 13; and col. 6, line 62 to col. 7, line 20.) However Fan's mobile display is designed for displaying travel-related query and map data. Fan neither teaches nor suggests any software for "video surveillance" or "visual recognition" of mobile buyer by vendor processor.

2. References neither teach nor suggest software agent, particularly "whereby one or more software agent may function cooperatively with or use the first core (i.e., database) or next functional component (i.e., transaction module) to enable extended or integrated network transaction between vendor and buyer processors."

- Hollenberg teaches software for service provider (Fig. 13; col. 23, lines 12-63) and user (Fig. 14, col. 23, line 64 to col. 24, line 63.) However Hollenberg's software is designed for processing and updating user situation information, option/filters, and service requests. Hollenberg neither teaches nor suggests any "software agent" for functioning cooperatively with or use database or transaction module for enabling transaction between vendor and buyer processors.
- Fan teaches mobile control section 133 and communication 144 for wireless data transmission (col. 9, line 49 to column 10, line 21.) However Fan's control and communication are designed for wireless network communication and data processing. Fan neither teaches nor suggests any "software agent" for functioning cooperatively with or use database or transaction module for enabling transaction between vendor and buyer processors.

Thus Applicants submit respectfully that remaining claims should be allowable, since upon looking at invention claimed as a whole, Applicants believe that Examiner mis-applies cited references to teach or suggest, either individually or in combination, certain software functions (i.e., video surveillance / recognition, and software agent) that are essential to independent claims 18, 46 and 47, and hence Examiner fails to show all limitations of the claimed invention that are necessary to establish *prima facie* case for obviousness rejection.

Respectfully submitted,



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